



Section \$

**BOX MISSING PARTS**  
PATENT  
3572-0101P

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Riley S. REES  
Appl. No.: 09/640,990 Group: 1633  
Filed: August 18, 2000 Examiner: Unassigned  
For: METHOD OF MANUFACTURE OF A BIOACTIVE ARTICLE FOR  
TREATMENT OF DISEASE

**THIS IS NOT A NEW PATENT APPLICATION**

LETTER SUBMITTING DOCUMENTS  
FOR COMPLETION OF AN APPLICATION  
PURSUANT TO 37 C.F.R. § 1.53(f) and/or § 1.53(d)

**BOX MISSING PARTS**

Assistant Commissioner for Patents  
Washington, DC 20231

**January 8, 2001**

(Monday following Saturday due date)

Sir:

The application papers for the above-identified application were originally filed on **August 18, 2000** and the application was assigned **Appl. No. 09/640,990**.

**DOCUMENTATION**

- ☒ Under the provisions of 37 C.F.R. §§ 1.41(c) and 1.53(f), attached hereto is the executed Declaration of the inventor(s) (☒ **original** ☐ photocopy), necessary for completing the filing requirements in connection with the above-identified application.
- ☐ Under the provisions of 37 C.F.R. §§ 1.41(c) and 1.53(f), attached hereto is the executed Declaration that was attached to the specification at the time of execution. The attached specification is a true copy of the specification that was filed in the U.S. Patent and Trademark office on August 18, 2000, including any amendments thereto (if applicable) filed on even date therewith.

01/09/2001 5D5H80B1 00000033 09640990 55.00 DP 03 70:215

- ☒ The undersigned hereby declares that "**Attorney Docket No. 3572-0101P**" on page 1 of the attached inventors' Declaration, corresponds to Appl. No. 09/640,990, filed August 8, 2000, entitled "**METHOD OF MANUFACTURING OF A BIOACTIVE ARTICLE FOR TREATMENT OF DISEASE.**"
- ☐ Attached are \_\_\_\_\_ ( ) sheet(s) of formal drawings.
- ☒ **Attached is a copy of the Notice to File Missing Parts of Non-provisional Application.**
- ☐ Attached is an English language translation of the above-identified application that was filed in a foreign language.
- ☐ See the attached Translator's Verification; or
- ☐ The undersigned states that the English translation attached hereto is a true and correct translation of the application as originally filed in a foreign language.
- ☒ **Applicant claims small entity status under 37 C.F.R. § 1.27.**
- ☒ **Submitted concurrently herewith under separate cover for recording is an Assignment.**

#### **FEES**

The Government Filing Surcharge(s) (37 C.F.R. § 1.16(e) and/or § 1.17(k)) and the basic Government Filing Fee(s) (37 C.F.R. § 1.16(a)-(d), if applicable) is/are attached hereto and calculated as follows:

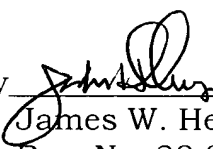
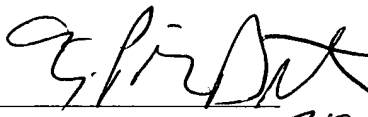
- ☒ Basic Filing Fee(s): **\$355.00** (37 C.F.R. § 1.16(a)-(d))
- ☐ The Government Filing Surcharge under 35 U.S.C. § 1.16(e) for late filing of filing fee, oath and/or declaration:
- ☐ Large Entity - \$130.00
- ☒ **Small Entity - \$ 65.00**
- ☐ The Government Filing Surcharge under 37 C.F.R. § 1.17(k) for filing of translation of non-English Specification in the amount of \$130.00:

- ☐ was previously paid for concurrently with the filing of the application on .
- ☐ is attached hereto.
- ☐ No extension fee is required because the undersigned has not yet received the Notice to File Missing Parts of Non-provisional Application. However, if for some reason it is determined that an extension of time is necessary, applicant hereby respectfully petitions for an extension of time for the filing of the present paper in accordance with the provisions of 37 C.F.R. § 1.136 and 37 C.F.R. § 1.17.
- ☒ Applicant hereby respectfully petitions for a **one (1)** month extension of time for the filing of the present paper in accordance with the provisions of 37 C.F.R. § 1.136 and 37 C.F.R. § 1.17. The required fee of **\$55.00** is attached hereto.
- ☒ A check in the amount of **\$475.00** to cover the basic filing fee(s), surcharge fee(s), and any extension of time fees (if applicable) is enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this transmittal form is enclosed.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   25,6  
 James W. Hellwege  
 Reg. No. 28,808  
 P.O. Box 747  
 Falls Church, VA 22040-0747  
 (703) 205-8000

JWH/lms  
 3572-0101P

Attachments

(Rev. 11/03/2000)



PATENT  
3572-0101P

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Riley S. REES  
Appl. No.: 09/640,990 Group: 1633  
Filed: August 18, 2000 Examiner: Unassigned  
For: METHOD OF MANUFACTURE OF A BIOACTIVE  
ARTICLE FOR TREATMENT OF DISEASE

**ASSERTION OF SMALL ENTITY STATUS**

Assistant Commissioner for Patents  
Washington, DC 20231

**January 8, 2001**  
(Monday following Saturday due date)

Sir:

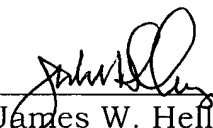
The above-identified application qualifies for small entity status. This written assertion of small entity status should satisfy the requirements of 37 C.F.R. § 1.27.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By

  
James W. Hellwege

Reg. No. 28,808

P.O. Box 747

Falls Church, VA 22040-0747

(703) 205-8000

JWH/bhl:lms  
3572-0101P



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/640,990	08/18/2000	Riley Rees	3572-0101P

Birch Stewart Kolasch & Birch LLP  
P O Box 747  
Falls Church, VA 22040-0747



## FORMALITIES LETTER



\*OC000000005459012\*

Date Mailed: 10/06/2000

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

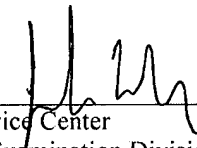
FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 820.

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/09/2001 09:00:00 01/09/2001 09:00:00

01 09:00:00  
02 09:00:0001/09/2001  
09:00:00